

In re application of: Kathleen M. MORIARTY

Serial No.: 09/844,849

Filed: April 30, 2001



For: METHOD AND APPARATUS FOR INTERCEPTING PERFORMANCE METRIC PACKETS FOR IMPROVED SECURITY AND INTRUSION DETECTION

Docket No. 64860/RSM/KJB

Group No.: 2151

Examiner: Hassan Phillips

May 23, 2005

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

SIR:

Transmitted herewith is an amendment to the above-identified application.

Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established.

a verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

_____ sheet(s) of _____ informal _____ formal drawings.

No additional fee is required.

The filing fee is calculated as follows:

	NUMBER AFTER AMEND- MENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER OF EXTRA CLAIMS PRESENTED	RATE				FEE			
				SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY
Total Claims	21	* 20	*** 1	\$ 25	\$ 50	\$ 25	\$				
Independ- ent Claims	5	** 5	*** 0	\$100	\$200	\$ 0	\$				
Multiple Dependent Claims Presented	_____ Yes		XXX No	\$180	\$360	\$ 0	\$				
For First Time:				TOTAL ADDITIONAL FEE				\$ 25	\$		

* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.
** If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.
*** If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0" in the space.

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"The HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims as originally filed.

Please charge Deposit Account No. _____ in the amount of \$_____.

XXX A check in the amount of \$ 25.00 is enclosed.

XXX The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 03-3125. Two copies of this sheet are enclosed.

XXX Any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.

XXX Any patent application processing fees under 37 C.F.R. §1.17.

Other: _____

Respectfully submitted,


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I hereby certify that this paper is being deposited this date with the U.S. Postal Service as first class mail addressed to: Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1440	
 Richard S. Milner Reg. No. 33,970	23 May 2005 Date



Dkt. 1478/64860

IN THE UNITED STATES RECEIVING OFFICE

Application of : Kathleen M. Moriarty

Serial No. : 09/844,849 Examiner: Hassan Phillips

Date Filed : April 30, 2001 Group A.U.:2151

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SECURITY AND INTRUSION DETECTION

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**AMENDMENT IN RESPONSE TO FEBRUARY 23, 2005
FINAL OFFICE ACTION AND IN CONJUNCTION
WITH A REQUEST FOR CONTINUED EXAMINATION**

This Amendment and the concurrently filed Request For Continued Examination are submitted in response to the final Office Action dated February 23, 2005 and an April 12, 2005 telephone interview with the Examiner in connection with the above-identified application. A response to the final Office Action is due three months from February 23, 2005, that is, May 23, 2005. Therefore, this response is being timely filed.

Amendments to the Claims begin on page 2.

Remarks begin on page 11.